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AP/1634

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: VERT1120-5 (formerly AURO1120-5 )	
		In re Application of: Whitney et al.	
		Application No: 09/772,114	Filed: January 26, 2001
		For: METHODS AND COMPOSITIONS FOR SENSITIVE AND RAPID, FUNCTIONAL IDENTIFICATION OF GENOMIC POLYNUCLEOTIDES AND USES FOR CELLULAR ASSAYS IN DRUG DISCOVERY	
		Group Art Unit: 1634	Examiner: J. N. Fredman

Applicants hereby appeal to the Board of Appeals from the decision dated March 17, 2004 of the Examiner rejecting claims 1-23.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))							
		<input checked="" type="checkbox"/>	other than small entity						\$330.00
			small entity						\$165.00
2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.							
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))							
		<input checked="" type="checkbox"/>	Other than small entity						
			\$110.00		\$420.00	<input checked="" type="checkbox"/>	\$950.00		\$1,480.00
			Small entity						
			\$55.00		\$210.00		\$475.00		\$740.00

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In re Application of:

Whitney et al.

Application No.: 09/772,114

Filed: January 26, 2001

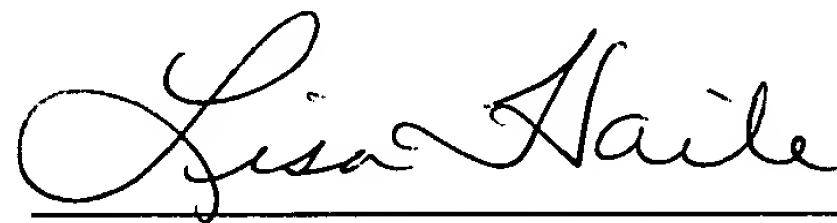
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PATENT

Attorney Docket No.: VERT1120-5 (formerly AURO1120-5)

3.	X	Enclosed is a check in the total amount of \$1,280.00 (\$330.00 to file the Notice of Appeal and \$950.00 for the Three Month Extension of Time fee). The Commissioner may charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355.
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September 22, 2004



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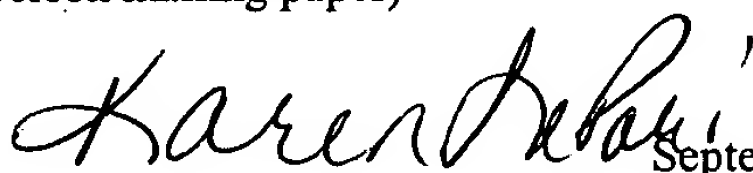
USPTO Customer Number: 28213

**CERTIFICATION UNDER 37 CFR 1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **September 22, 2004**, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Karen LePari

(Name of person mailing paper)



September 22, 2004

Signature

Date